

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Sri B.Anji Reddy & (04) others Nalgonda District – Regularization of services – Orders – Issued.

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HEALTH, MEDICAL AND FAMILY WELFARE (J1) DEPARTMENT

G. O. Rt.No. 193

Dated 17.02.2010

Read the following :-

1. From the DH, Hyd., Lr.Rc.No.1536/E4.C/2003, dated 26.11.2009
2. Govt.Memo.No.23339/J1/2009-2, dated 22.1.2010
3. From the DM&HO, Nalgonda Lr.Rc.No.756/DMO/2010/79 dated 31.1.2010

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ORDER :

The Director of Health, Hyderabad in the letter 1<sup>st</sup> read above, has reported that the District Medical and Health Officer, Nalgonda has submitted proposals for regularization of services of Daily Wage Workers of the (Urban Medical Centre) Nalgonda 1) B.Anji Reddy 2) B.Yadaiah 3) G.Krishnaiah, 4) J.Rajaiah, 5) M.Kanakaiah along with checklist and service particulars in the prescribed proforma as Field Workers in time scale of pay in terms of G.O.Ms.No.212, Fin & Plg Department dated 22.4.1994, and G.O.Rt.No.1017, HM&FW (J1) Department dated 1.8.2009 which is similar to this case.

2. The Director of Health has further stated that the above individuals were initially appointed as Daily Wage Workers during the year 1984 & 1987 by the then DMO, Nalgonda. The services of the above individuals were terminated by the District Medical and Health Officer, / District Malaria Officer, Nalgonda without following the provisions of Industrial Disputes Act, 1947. The above individuals have approached the Labour Court .III, Hyderabad questioning the termination orders issued to them by filing I.D.Nos.9/2001, 12/2001, 10/2001, 25/2001, 134/2001 respectively & EP Nos.3/2005, 12/2005, 11/2005, 10/2005, 16/2005.

3. The Director of Health has stated that the labour court passed common awards directing the respondents to reinstate the applicants into service with continuity of service, but without back-wages. The awards were passed on 28.8.2002. Subsequently the applicants were reinstated into service by the District Medical and Health Officer vide proceedings Rc.No.7/NAMP/03, dated 25.7.2006 with continuity of service but without back wages as per the award of the Labour Court.III, Hyderabad and the applicants have been working under the control of District Medical and Health Officer / District Malaria Officer as Daily Wage worker since their first appointment.

4. The Director of Health has further stated that the District Medical and Health Officer, Nalgonda has informed that there are 13 clear existing vacancies of regular Field Workers at UMS, Nalgonda. The applicants have applied for regular appointment in existing clear vacancies of Field Workers in terms of G.O.Ms.No.212 Finance Department dated 22.4.1994.

5. The Director of Health has also stated that the Government have issued orders in G.O.Ms.No.212 Finance Department dated 22.4.1994 with regard to the regularization of services of daily wage employees by imposing certain conditions therein. One of the condition is that a person working on 25.11.1993 and having completed five years of service are entitled for regularization of their services if regular vacancies are available.

(P.T.O)

6. The Director of Health has stated that the above individuals have completed more than five years of service and were in service on 25.11.1993 and in view of availability of regular vacancies the applicants are entitled for regularization under G.O.Ms.No.212 dated 22.4.1993.

7. The Director of Health however, has stated that the applicants do not have continuous service of 5 years as required under G.O.Ms.No.212 dated 22.4.1994 and hence they are not entitled for regularization. This contention has been examined with reference to the award of labour court and the subsequent action of District Medical and Health Officer, Nalgonda.

8. The Director of Health has submitted proposals for regularization of five daily wage workers along with service particulars, and check list and requested to regularize the services under G.O.Ms.No.212, Finance (PC.III) dated 22.4.1994.

9. The Government after careful examination hereby accord permission to the Director of Health / District Medical and Health Officer, Nalgonda to regularize the services of 1) B.Anji Reddy 2) B.Yadaiah 3) G.Krishnaiah, 4) J.Rajaiah, 5) M.Kanakaiah daily wage workers against the post of Field worker as per G.O.Ms.No.212, Finance (PC.III) Department dated 22.4.1994 from the prospective date i.e. from the date of issue of orders by the competent appointing authority, subject to condition, said vacancies are clear, regular and further continued in orders issued by Finance (SMPC) Department till to date and no senior eligible persons are overlooked / omitted.

10. The Director of Health, A.P., Hyderabad shall take necessary further action in the matter accordingly.

11. This order issues with the concurrence of Finance (PC.III) Department vide their U.O.No.33556/638/A1/PC.III/09, dated 08.01.2010.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH )

Dr.P.V.RAMESH  
SECRETARY TO GOVERNMENT

To  
The Director of Health, A.P., Hyderabad  
Copy to :-  
The individuals (through D.H. A.P., Hyd.,)  
The District Medical and Health Officer, Nalgonda  
The District Treasury Officer, Nalgonda.  
SF/SCs.,

// forwarded :: by order //

SECTION OFFICER